

AGILENT TECHNOLOGIES, INC.
Legal Department, DL429
Intellectual Property Administration
P. O. Box 7599
Loveland, Colorado 80537-0599

PATENT APPLICATION

ATTORNEY DOCKET NO. 10004159-1

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

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AUG 11 2004

Inventor(s): Michael A. Robinson

Serial No.: 09/785,051

Examiner: David C. Payne

Filing Date: 02/15/01

Group Art Unit: 2633

Title: Fiber Optic Receiver With An Adjustable Response Preamplifier

OFFICIAL

COMMISSIONER FOR PATENTS
PO Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, 07-23-04, rejecting the following claims 1-3,8,10,13-17,19 & 20.

The fee for this Notice of Appeal (37 CFR 1.17(b)) is \$320.00.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

(X) (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees 37 CFR 1.17(a)(3)d) for the total number of months checked below:

(X) one month	\$110.00	01 FC:1401	330.00 DA
() two months	\$410.00	02 FC:1251	110.00 DA
() three months	\$930.00		
() four months	\$1450.00		

() The extension fee has already been filed in this application.

() (b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 50-1078 the sum of \$430.00. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-1078 pursuant to 37 CFR 1.25.

() A duplicate copy of this transmittal letter is enclosed.

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on:

Date of facsimile: 11 August 2004

Typed Name: Ann Marie Radcliffe

Signature: Ann Marie Radcliffe

Respectfully submitted,

Michael A. Robinson

By

Judy L. Shie

Attorney/Agent for Applicant(s)

Reg. No. 50,305

Date: 8/11/04